

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Myers

Appln No.:

10/750,789

Art Unit:

**TBD** 

Filed: January 2, 2004

Examiner:

D. Shay

For:

LENTICULAR REFRACTIVE

Atty. Docket: 32/1198US(3)

SURGERY OF PRESBYOPIA, OTHER REFRACTIVE ERRORS AND CATARACT RETARDATION

**Director for Patents** Alexandria, VA 22313-1450

## SUBMISSION OF INFORMATION DISCLOSURE CITATION

Sir:

Enclosed please find a PTO form 1449 for the above referenced application.

Copies of the cited references have not been included as copies were previously provided to Examiner Shay during prosecution of Application Number: 08/821,903, a parent of the instant case. As the number of documents are quite large, Applicant did not wish to waste paper by providing an additional duplicate copy.

If the Examiner requires copies of any or all of cited reference(s) or if there are any questions regarding this Submission, the Examiner is invited to contact the undersigned at (314) 444-7783.

Respectfully submitted,

Lewis, Rice & Fingersh, L.C.

Kirk A. Damman

Registration No. 42,461 Attorney for Applicants

Dated: June 11, 2004

Customer Number: 22822 Lewis, Rice and Fingersh, L.C. 500 N. Broadway, Suite 2000 St. Louis, MO 63102-2147

Tel: (314) 444-7600 Fax: (314) 444-7783

CERTIFICATE OF MAILING BY FIRST CLA Applicant(s): Myers 19 E	ASS MAIL (37 CFR 1.8)	Docket No. 32/1198US(3)
Serial No. 10/750,789 July 1 5 2004 Filing Date	Examiner TBD	Group Art Unit TBD
Invention: Lenticular refractive surgery of presbyopia,	other refractive errors and cata	ract retardation
I hereby certify that this <u>Information Disclosure Cita</u>	(Identify type of correspondence)	
is being deposited with the United States Postal Commissioner for Patents, P.O. Box 1450, Alexandri		June 11, 2004 (Date)
<u></u>	Geralyn Sp (Typed or Printed Name of Person (Mal 4) Od (Sighature of Person Mailin	Mailing Correspondence)
Note: Each paper must	have its own certificate of mailing.	

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 3PCFR 1.97(b) or 1.97(c))  Dock 32/119							
In Re Application Of:	Viyens JUN 1:5 2004						
Serial No.	ศากิกษ์ Bate	Examiner		Group Art Unit			
10/750,789	01/02/04	TBD		TBD			
Title: Lenticular refracti	ive surgery of presbyopia, other r	efractive errors, and cataract 1	retard	ation			
	Assistant Com	ddress to: Imissioner for Patents Iton, D.C. 20231					
	37 C	FR 1.97(b)					
of a national app three months of application; befo	Disclosure Statement submitted plication other than a continued the date of entry of the national are the mailing of a first Office Actiling of a request for continued expenses.	prosecution application under stage as set forth in 37 CFR tion on the merits, or before the tamination under 37 CFR 1.1	er 37 ( 1.491 he ma	CFR 1.53(d); within I in an international			
	37 C	FR 1.97(c)					
CFR 1.97(b), pro Final Action und	2.  The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:						
☐ the statem	nent specified in 37 CFR 1.97(e);						
	OR						
☐ the fee se	et forth in 37 CFR 1.17(p).						

TRANSMITTAL O		Docket No. 32/1198US(3)				
In Re Application:	Myers JUN 1 5 2004					
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10/750,789	01/02/04	TBD		TBD		
Lenticular refract	ive surgery of presbyopia, other re	efractive errors, and cataract	retard	ation		
	•	nent of Fee octs to pay the fee set forth in 37 (	CFR 1.1	7(p))		
☐ The Assistant Co as described belo ☐ Charge t ☐ Credit ar	as described below. A duplicate copy of this sheet is enclosed.  Charge the amount of Credit any overpayment.					
I certify that this docum	nent and authorization to charge deposit imile transmitted to the United States	I certify that this documer June 11, 2004 as first class mail und addressed to the Assistar Washington, D.C. 20231	nt and fo with th der 37 nt Comr	ee is being deposited e U.S. Postal Service C.F.R. 1.8 and is		
	Signature	Signature of Pers	Son Mail	ling Correspondence		
		Geralyn Spacher				
Typed or Printed	Name of Person Signing Certificate	Typed or Printed Name	of Perso	n Mailing Certificate		
*This certificate may only be used if paying by deposit account.  Dated: June 11, 2004  Signature  CC:						

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·	GC	K.J. Al-Ghoul, C.W. Lane, V.L. Taylor, W.C. Fowl Distribution amd Type of Morphological Damage in 1996 ACADEMIC PRESS LIMITED	ler and M.J. Costello n Human Nuclear Age-Related Catar	racts
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32/1198US(3)	10/750,789	
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	кс	Alfred Vogel PhD, Thomas Gunther, Mary Asiyo-Vogel MD et al. Factors Determining the Refractive Effects of Intrastromal Photore fractive Keratectomy with the Picosecond Laser J CATARACT REFRACT SURG VOL 23, NOVEMBER 1997	
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